

IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

#7

International Application No. : PCT/EP2002/010300

International Filing Date : September 11, 2002

U.S. Serial No. : 10/527,818

Deposit Date U.S. Nat'l Phase : March 14, 2005

Priority Date(s) Claimed :

Applicant(s) : Herbert SCHUMANN et al.

Legal Staff  
International DivisionTitle: OXYGEN-CONTAINING ORGANOALUMINIUM COMPLEXES AS  
COCATALYSTS**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS  
UNDER 35 U.S.C. § 371****IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 11213-1450

Sir:

In response to the Notification of Missing Requirements dated August 18, 2005:

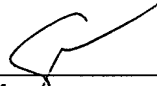
- ☒ Attached is a Declaration and Power of Attorney in compliance with 37 CFR § 1.53 along with the late filing surcharge of 130.00
- ☐ Applicant(s) include an executed assignment and Recordation Form Cover Sheet with the recordation fee of \$40.00 (Check No. ).
- ☒ Attached is a copy of the Notification of Missing Requirements.
- ☐ Applicant(s) request that the time for taking action in this case be extended pursuant to 37 CFR 1.136(a) for a period of one/two/three/four/five month(s) along with the fee of .
- ☐ Applicant(s) are entitled to small entity status.
- ☐ Attached is a verified English translation of the PCT publication along with the fee of \$130.00.
- ☐ Attached is a Preliminary Amendment.
- ☐ Applicant(s) include the extra claims fee of \$ for claims in excess of 20 per additional claim, for independent claims in excess of 3 per additional claim, and/or for multiple dependent claims.
- ☐ Attached is the Sequence Disclosure (paper/disk versions) with the appropriate

statement as required

- ☐ Attached is an Application Data Sheet (ADS).
- ☐ Attached are the substitute drawings as required.

Attached is a check in the amount of \$130.00. However, the Commissioner is hereby authorized to charge fees under 37 CFR § 1.16 and § 1.17 which may be required to facilitate this filing, or credit any overpayment to Deposit Account #13-3402.

Respectfully submitted,



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Attorney Docket No.: MERCK-2983

Date: October 18, 2005



## UNITED STATES PATENT AND TRADEMARK OFFICE

Rec'd PCT/PTO AUG 24 2005  
18 OCT 2005

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
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Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/527,818	FIRST NAMED APPLICANT Katrin Koehler	ATTY. DOCKET NO. MERCK-2983
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INTERNATIONAL APPLICATION NO. PCT/EP02/10300
IA FILING DATE 09/13/2002

Millen White Zelano & Branigan  
Arlington Courthouse Plaza 1  
2200 Clarendon Blvd. Suite 1400  
Arlington, VA 22201

CASE \_\_\_\_\_  
ACTION RESP TO NMR  
DUE DATE 10.18.05

CONFIRMATION NO. 6395  
371 FORMALITIES LETTER  
\*OC000000016803788\*  
\*OC000000016803788\*

Date Mailed: 08/18/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 03/14/2005
- English Translation of the IA filed on 03/14/2005
- Copy of the International Search Report filed on 03/14/2005
- Copy of IPE Report filed on 03/14/2005
- Copy of Annexes to the IPER filed on 03/14/2005
- Preliminary Amendments filed on 03/14/2005
- Information Disclosure Statements filed on 03/14/2005
- Oath or Declaration filed on 03/14/2005
- Copy of references cited in ISR filed on 03/14/2005
- U.S. Basic National Fees filed on 03/14/2005
- Assignment filed on 03/14/2005
- Specification filed on 03/14/2005
- Claims filed on 03/14/2005
- Abstracts filed on 03/14/2005
- Drawings filed on 03/14/2005

CASE \_\_\_\_\_  
ACTION \_\_\_\_\_  
DUE DATE \_\_\_\_\_

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - Applicant must file either: (1) a single complete declaration which is presented to and executed by

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all of the inventors or (2) multiple completed declarations, each of which is presented to and executed by at least one of the inventors.

- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.16(f) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

Additionally the following defects have been observed:

- The translations of Annexes are canceled since the translations were not submitted prior to 30 months from the priority date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

Telephone: (703) 308-9140 EXT 217

#### PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/527,818	PCT/EP02/10300	MERCK-2983